

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION

CIVIL NO. 1:00CV32

H. DEAN ALLISON, *et al.*, )  
)  
Plaintiffs, )  
)  
This document pertains to: )  
J. AUBREY SAUNDERS, and wife )  
GEORGIA SMITH SAUNDERS, )  
)  
vs. )  
)  
DANIEL CONSTRUCTION COMPANY, )  
INC., *et al.*, )  
)  
Defendants. )  
\_\_\_\_\_ )

ORDER

**THIS MATTER** is before the Court on the notice of appearance filed by William M. Graham and the law firm of Wallace & Graham, P.A., as counsel of record for the captioned Plaintiffs. **See Appearance, filed August 18, 2008.**

**IT IS, THEREFORE, ORDERED** that the claims of J. Aubrey Saunders and wife, Georgia Smith Saunders, are hereby severed from those of the remaining Plaintiffs herein.<sup>1</sup>

**IT IS FURTHER ORDERED** that within 15 days from service of this Order, counsel for the Plaintiffs Saunders and for Defendants shall file a joint pleading with the Court advising the likelihood of settlement of these claims. If a trial is deemed necessary for resolution of these claims, counsel shall file a joint pleading suggesting trial dates for the Court's consideration along with a proposed discovery plan in conjunction with those trial dates.

Signed: August 20, 2008



Lacy H. Thornburg  
United States District Judge



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<sup>1</sup> By separate orders, all claims of the remaining Plaintiffs against the Defendants are being dismissed. Only the claims of Aubrey and Georgia Saunders are pending.